

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, July 15, 2009 at 1:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

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| Present: | Councilmember Howard Shook, Chair | Jim Glass, CFO |
| | Councilmember Felicia A. Moore | Departmental Staff |
| | Councilmember Cleta Winslow | |
| | Councilmember Carla Smith | |
| | Councilmember Jim Maddox | |
| | Councilmember Clair Muller | |

Chairperson Shook called the meeting to order at 1:00 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Felicia A. Moore, Cleta Winslow, Carla Smith, Jim Maddox and Clair Muller. Other Departmental staff was present as well.

The Agenda was adopted as printed with the addition of four new Resolutions. The minutes of the July 1, 2009 Finance/Executive Committee were adopted as well.

TO REAPPOINT MR. JAMES MIDDLEBROOKS

09-C-1012 (1) A Communication by Mayor Shirley Franklin reappointing Mr. James Middlebrooks to serve on the Civil Service Board for the City of Atlanta. This appointment is for a term of three (3) years retroactive, to expire on May 15, 2012. **(Referred back by Full Council, 7/6/09)**

FAVORABLE

Mr. James T. Middlebrook: addressed the Committee by stating that he wanted to apologize for being late. He was in a meeting. He is already serving on the Board. This is increasing his length of service. He enjoys making a contribution. Councilmember Muller offered a motion to **Approve, 6 Yeas.**

TO APPOINT MS. CAROL KING

09-C-1208 (2) A Communication by Mayor Shirley Franklin appointing Ms. Carol King to serve as a member of the Civil Service Board on behalf of the City of Atlanta. This appointment is to fill the unexpired term of Carole Dortch to expire May 21, 2010.

HELD

CONSENT AGENDA

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ESTABLISH AN ACCOUNT FOR THE DEPARTMENT OF EXECUTIVE OFFICES

09-O-1220 (1) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to establish an Account for the Department of Executive Offices to accept receipt of funds from Comcast of Georgia/Virginia, Inc. under its franchise with the City in the amount of \$500,000 so as to allocate those funds for the purpose of PEG Support; and for other purposes.

FAVORABLE ON FIRST READ

TO CORRECT ORDINANCE NUMBER 09-O-0784

- 09-O-1299 (2) An Ordinance by Finance/Executive Committee to correct Ordinance Number 09-O-0784 adopted by the Atlanta City Council on May 18, 2009, and approved by the Mayor on May 26, 2009 to reflect the correct dollar amount in Section 2 of the legislation; and for other purposes.

FAVORABLE ON FIRST READ

TO CORRECT ORDINANCE NUMBER 09-O-1074

- 09-O-1300 (3) An Ordinance by Finance/Executive Committee to correct Ordinance Number 09-O-1074 adopted by the Atlanta City Council June 15, 2009, and approved by the Mayor on June 23, 2009 to reflect the correct fund number; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE CHIEF FINANCIAL OFFICER OF THE CITY OF ATLANTA TO CREATE A GREEN REVOLVING LOAN FUND

- 09-O-1301 (4) An Ordinance by Finance/Executive Committee to authorize Chief Financial Officer of the City of Atlanta to create a Green Revolving Loan Fund for the purpose of implementing efficiency Projects as part of the Environmental Sustainability Initiative; and for other purposes.

FAVORABLE ON FIRST READ

REGULAR

TO AUTHORIZE THE MAYOR TO ACCEPT AND ENTER INTO A CONTRACTUAL AGREEMENT

- 09-O-1184 (1) An Ordinance by Finance/Executive Committee authorizing the Mayor to accept and enter into a Contractual Agreement between the City of Atlanta and the Georgia Environmental Facilities Authority ("GEFA") State Revolving Fund Loan Program for the purposes of securing a subsidized loan under the Clean and Drinking Water State Revolving Fund; to amend the FY 2010 Budget to anticipate and appropriate funds in the amount not to exceed fifteen million dollars and no cents (\$15,000,000.00); and for other purposes.

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE PAYMENT PROVISIONS

- 09-O-1185 (2) A **Substitute** Ordinance by Finance/Executive Committee to authorize the Mayor or her designee to waive the Payment Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, to authorize the Chief Financial Officer to remit payment for the contract year beginning January 1, 2009, to Comsquared Systems Inc., for the Unisearch Document Management System Software and Hardware Support and Maintenance in an amount not to exceed one hundred, sixty-one thousand, seven hundred thirty dollars

and no cents (\$161,730.00) to be charged to and paid from FDOA Number 1001 (General Fund) 050211 (IT Network Management) 5424004 (Software (\$5,000+) 1535000 (Data Processing/Management Information System); to ratify the prior provision of services from January 1, 2008 through July 31, 2009 and to authorize the Mayor to execute a Sole Source Purchase Agreement with Comswuared Systems Inc., for three (3) years with an effective date of January 1, 2008 and ending December 31, 2010 on behalf of the Department of Information Technology, in an annual amount not to exceed one hundred, sixty-one thousand, seven hundred thirty dollars and no cents (\$161,730.00) per year, to be charged to and paid from FDOA Number 1001 (General Fund) 050211 (IT Network Management) 5424004 (Software (\$5,000+) 1535000 (Data Processing/Management Information System); and for other purposes. **(Finance/Executive Committee Substitute corrects the Account Number, 7/15/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute to correct the Account Number. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE ADMINISTRATIVE EXTENSION PROVISIONS

09-O-1210 (3) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the Administrative Extension Provisions contained in the City of Atlanta Code of Ordinances Article X, Procurement and Real Estate Code, to authorize an extension of an existing Agreement with Northrop Grumman for FC-6006007915 Critical Safety Systems Support and to authorize the Mayor or her Designee to execute Renewal No. 2 with a reduced scope with Northrop Grumman for FC-6006007915 Critical Safety Systems Support on behalf of the Department of Information Technology, in an amount not to exceed one million, nine hundred thousand dollars and no cents (\$1,900,000.00). All contracted work to be charged to and paid from Fund, Department Organization and Account Number 2151 (Emergency Telephone System Fund) 24027 (APD E911) 5213001 (Consulting/Professional Services – Technical) 3800000 (E911); and for other purposes. **(Finance/Executive Committee Substitute changes the Administrative Waiver, 7/15/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute to change the Administrative Waiver.

Mr. Dan Smith: Chief of Information Technology addressed the Committee by stating that this is for the Server. Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE AN INTERGOVERNMENT-AL AGREEMENT (“IGA”) WITH MARTA

09-O-1211 (4) An Ordinance by Finance/Executive Committee authorizing the Mayor to execute an Intergovernmental Agreement (“IGA”) with the Metropolitan Atlanta Rapid Transit Authority (“MARTA”) specifying the terms under which MARTA will partner with the

City to apply to the Office of the Secretary of Transportation for a Supplemental Discretionary Grant for Capital Investments in surface Transportation Infrastructure, which has been made available pursuant to the American Recovery and Reinvestment Act of 2009; authorizing the Mayor to execute Agreements specifying the terms under which the Midtown Community Improvement District and the Atlanta Downtown Improvement District will sent Grants to the City to pay the City's costs in preparing the application; authorizing the Chief Financial Officer to create accounts necessary to receive such Grants from the Midtown Community Improvement District and the Atlanta Downtown Improvement District; authorizing the Chief Financial Officer to pay over such Grant Funds received from the Midtown Community Improvement District and the Atlanta Downtown Improvement District to MARTA under the terms and conditions set forth in the IGA and the Grant Agreements; and for other purposes.

FAVORABLE

Ms. Luiz Burrero: Mayor's Office Chief Operating Officer addressed the Committee by stating that this is to accept a \$600,000 Grant. The Feasibility Study was by done by private citizens. The Task Force did the Study. Two reports provided the information for the Study. The focus was on economic development. We have an opportunity to apply for federal funding. The federal stimulus is for \$5.5 billion dollars. States can apply for up to \$3 million dollars. The Downtown Development Authority wants to submit an application of up to \$3 million dollars for the street cars. This paper is for \$600,000 from the Community Improvement Districts. The project must comply wit the Study. The project includes information about rider sheets, etc. It also includes job creations. This proposal does not require the City to pay for any costs or future funding. It is to pay for capital costs for the street cars. It will go on the north/south terminal to the Arts Center to MLK. The study will determine the maintenance and operating costs. It is about \$4.5 million dollars per year. The revenue sources will be flushed out through the studies for fair cost recovery, advertisement, etc. The GDOT plan to submit Grant requests. The Savannah Team will apply for freight management funds for highway projects. Councilmember Muller asked if they are transit projects. Ms. Burrero responded they are highway projects. It meets the employment criteria. They are in line with the Grant guidelines. Each one contributed \$300,000 (Midtown and Downtown Improvement Districts). It is for all the necessary studies to advance the projects for readiness. Councilmember Maddox asked if it is part of the Stimulus money. Mr. Burrero responded yes. We are addressing it in two phases, the application process, etc. Councilmember Maddox asked what is the time frame? Ms. Burrero responded not at this time we have to have the study done first. We must have them completed by September 15th. Councilmember Winslow asked is this new money. Ms. Burrero responded yes. It is part of the Comprehensive Stimulus money. Councilmember Winslow stated that there are two other areas in District 4 that will become CID, the Westend and the lower part of Peachtree. Councilmember Muller stated that she is worried about the Georgia competition. Ms. Burrero responded that this project has been included in our transportation plan. Chairperson Shook asked about the upcoming studies. Who will supervise the studies? Ms. Burrero responded the City and MARTA. Some will be procured by what MARTA already has in place. Chairperson Shook asked in eight weeks consultants will be procured. Ms. Burrero responded that is our intent. We are asking for the green light from Council to begin. Chairperson Shook asked what is the range for projective costs? Ms. Burrero responded about \$200 million dollars roughly. Chairperson Shook asked what if we only get \$100 million dollars. Ms. Burrero responded that we would have to contemplate the remainder of the money. Chairperson Shook asked about the Street Car Advisory Board. There was one public hearing held. How long ago was it? Mr. Burrero responded that the study is supposed to answer all of the questions. It should be ready by August 15th. There was extensive input with the last Study. We have

advanced that process. Chairperson Shook asked if we are saying that approving the Study is accepting the street cars. Ms. Burrero responded that there will be opportunities to discuss the findings. The decision you make today is accepting the funding for the Study. Chairperson Shook asked what are Council abilities to apply for such a Grant. Ms. Burrero responded that Law should answer those questions.

Mr. Peter Andrews: Senior Assistant City Attorney addressed the Committee by stating that the that Council approved a paper to accept Stimulus money and we don't have to come to Council for the application approval unless there is matching fundings. Councilmember Maddox asked what is the difference? Senior Assistant City Attorney Andrews responded that this is an authorization to accept funding for an Intergovernmental Agreement. Councilmember Maddox asked how do we ensure that the Study will do what it is supposed to do. Ms. Burrero responded that is not part of this Study. That was part of the original study, but not part of this one. Councilmember Maddox offered a motion to **Approve, 4 Yeas, 1 Nay, 1 Abstention.**

TO ALLOW EXCESS ANNUAL LEAVE AND CARRIED FORWARD INTO THE YEAR 2009

09-O-1214 (5) An Ordinance by Councilmember C.T. Martin **as Amended by Finance/Executive Committee (1), 7/15/09** to allow excess annual leave and carried forward into the year 2009 pursuant to Ordinance 07-O-1801, to be carried over into the year 2010; to provide that such excess leave time be used by the end of the last pay period in 2010; to repeal conflicting Ordinances; and for other purposes. **(Finance/Executive Committee Amendment includes the Comp Time, 7/15/09)**

FAVORABLE AS AMENDED

Chairperson Shook stated that we will prepare an Amendment that includes the Comp Time. In the Finance/Executive Briefing we wanted to clarify the intention. It is supposed to be Annual Leave and Comp. Time. Councilmember Maddox offered a motion to **Approve as Amended, 6 Yeas.**

TO AUTHORIZE AN ADDITIONAL PAYMENT OF \$19,010 FOR CONTRACT FC-4798

09-O-1215 (6) An Ordinance by Councilmembers Howard Shook and Carla Smith **as Substituted by Finance/Executive Committee (1), 7/15/09** to authorize an additional payment of \$19,010 for Contract FC-4798, Watershed Management Audit, and to appropriate \$19,010 for the additional contract payment to KPMG LLP. **(Finance/Executive Committee Substitute..., 7/15/09)**

FAVORABLE ON SUBSTITUTE

Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas.**

TO ANTICIPATE AND APPROPRIATE BOND PROCEEDS

09-O-1216 (7) An Ordinance by Councilmembers Howard and Carla Smith **as Substituted by Finance/Executive Committee (1), 7/15/09** to Anticipate and Appropriate Bond Proceeds for the City of Atlanta, Georgia, Series 2009A Water and Wastewater Revenue Bonds of \$750,000,000.00; to amend the source of funding identified in legislation previously authorized by the Atlanta City Council for contracts on behalf of the Department of Watershed Management; and for other purposes. **(Finance/Executive Committee Substitute gives more details of the Bonds, 7/15/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute that gives more details of the Bonds. Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas.**

TO AMEND CHAPTER 114, DIVISION 14, SECTION 114-429

09-O-1217 (8) An Ordinance by Councilmember Carla Smith to amend Chapter 114, Division 14, Section 114-429 (a) and (e) of the City of Atlanta Code of Ordinances entitled "Voluntary Shared Leave Program", to revise the Section to include the donation of Reserve Sick Leave; and for other purposes.

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT

09-R-1302 (1) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor or her Designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et. Seq. of the City of Atlanta Code of Ordinances, utilizing GSA Contract GS-35F-5237H with BMC Software Distribution, Inc., for the purchase of Consulting Services for the Remedy Help Desk Application Upgrade to Version 7X on behalf of the Department of Information Technology in an amount not to exceed one hundred twenty-nine thousand, eight hundred seventy-five dollars and no cents (\$129,875.00); all contracted work shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 050202 (IT Applications) 5424004 (Software (\$5,000+) 1535000 (Data Processing/Management Information System); and for other purposes. **(Finance/Executive Committee Substitute corrects the Account Numbers, 7/15/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute. Mr. Smith stated that this is to upgrade and enhance the software of how we do IT work at the City. The Substitute corrects the Account Numbers. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE AMENDMENT NO. 3

09-R-1303 (2) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to execute Amendment No. 3 to Contract FC-4734, Cooperative Agreement for Fast Track Repairs/Construction Tasks for Fulton County GA Contract #06ITB51235K-JD, between the City of Atlanta and Centennial Contractors Enterprises, Inc., on behalf of the Department of Executive Officers (Office of Enterprise Asset Management), to include the relocation of Atlanta Fire Rescue Department Furniture and Equipment from City Hall East to the new Public Safety Headquarters, in an amount not to exceed one hundred fifty thousand dollars and no cents (\$150,000.00); all contracted work to be charged to and paid from Fund (3503), Dept (040401), Account (5413004), Funct/Act (1565000), Project (102727), Award (350391226); and for other purposes. **(Finance/Executive Committee Substitute corrects the Account Numbers, 7/15/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute that corrects the Account Numbers.

Mr. Bob Shealey: of the Office of Enterprise Asset Management addressed the Committee by stating that this is the final step for moving the Police and Fire Departments from City Hall East to the new Public Safety Headquarters. Chairperson Shook offered a motion to **Approve on Substitute, 6 Years.**

TO AMEND THE PROCUREMENT CODE OF THE CITY OF ATLANTA

07-O-0138 (1) An Ordinance by Councilmember Ceasar C. Mitchell to Amend the Procurement Code of the City of Atlanta, Georgia by Adding to Section 2-1142; monthly report to City Council; and for other purposes. **(Held, 1/31/07 at the request of the Department of Procurement for an additional study)**

HELD

TO AMEND ARTICLE V. CLASSIFICATION PLAN

07-O-0974 (2) An Ordinance by Councilmember C.T. Martin **as Substituted by Finance/Executive Committee** to Amend Article V. Classification Plan, of the Code of Ordinances, City of Atlanta, Georgia, so as to create (215) positions in the Atlanta Police Department; and for other purposes. **(Substituted and Held, 5/16/07 in conjunction with consideration of 2008 Budget)**

HELD

TO SUPPORT H.R. 2447

07-R-2138 (3) A Resolution by Councilmember Ceasar C. Mitchell to support H.R. 2447 to establish an Energy and Environment Block Grant Program that is presently before the United States Congress; and for other purposes. **(Held, 10/10/07)**

HELD

TO ENDORSE HR 3535 HOMEBUYER'S PROTECTION ACT OF 2007

07-R-2139 (4) A Resolution by Councilmember Ceasar C. Mitchell to endorse HR 3535 Homebuyer's Protection Act of 2007 pending in the United States Congress; to urge the Georgia Congressional Delegation to support the Act; and for other purposes. **(Held, 10/10/07)**

HELD

TO AUTHORIZE THE MAYOR TO ENTER INTO AN INTERGOVERN- MENTAL AGREEMENT

08-R-0510 (5) A Resolution by Councilmembers Howard Shook and Cleta Winslow authorizing the Mayor to enter into an Intergovernmental Agreement with the Fulton County District Attorney for a period of three years in an amount not to exceed twenty six thousand dollars and no cents (\$26,000.00) per month for services for the City of Atlanta under for Consultation and Support Services to Victims and Witnesses of Crime; all contracted work to be

Charged and and Paid From Fund, Account and Center Number 3P01 (Agency Fund) 264017 (Muni Court VW ASST PRG (MCVW) A00001 (Balance Sheet Center); and for other purposes. **(Held, 3/12/08)**

HELD

TO ESTABLISH AND IMPLEMENT A COST NEUTRAL DEFERRED RETIREMENT OPTION RETIREMENT PLAN

08-O-0736 (6) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to engage on behalf of the City of Atlanta to establish and implement a Cost Neutral Deferred Retirement Option Retirement Plan as an additional benefit for the members of the City of Atlanta Firefighter's Pension Fund and the City of Atlanta Police Officers Pension Fund; and for other purposes. **(Held, 5/14/08)**

HELD

TO PROVIDE FOR THE ISSUANCE AND SALE OF TAX ALLOCATION BONDS (PERRY BOLTON PROJECT)

08-O-0822 (7) An Ordinance by Councilmember Felicia A. Moore to provide for the Issuance and Sale of Tax Allocation Bonds (Perry Bolton Project), Series 2008, in the aggregate principal amount not to exceed \$1_____ (the "Series 2008 Bonds"), to pay, or to be applied or contributed toward, the payment of redevelopment costs associated with the Projects identified on Schedule 1 hereto (the "2008 Projects"); to authorize paying expenses incident to accomplishing the foregoing; to authorize the execution of a Indenture of Trust, a Bond Placement Agreement, Separate Development Agreements with the developers of each of the 2008 Projects and approving the use and distribution of a Preliminary Limited Offering Memorandum and Final Limited Offering Memorandum; to clarify the intent of the initial Resolution (as defined herein) with respect to the termination of the Perry Bolton TAD (as defined herein) and for certain other purposes, all in connection with the Issuance and Sale of the foregoing described Series 2008 Bonds. **(Held, 4/30/08)**

HELD

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

08-O-0829 (8) An Ordinance by Howard Shook to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1. Et Seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, Et Seq., by amending Article 2, Chapter 3, Section 2 -302© so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes, fees, or bond indebtedness; and for other purposes. **(3rd Reading/Final Adoption); (Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE VI, DIVISION 2, SUBDIVISION II, SECTION 2-351

- 08-O-0830 (9) An Ordinance by Howard Shook to amend Chapter two, Article VI, Division 2, Subdivision II, Section 2-351 (Entitled, "Authorization to Issue Commercial Paper.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in an increase in Bond Indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER 146, DIVISION 1, ARTICLE II, SECTION 146-26

- 08-O-0831 (10) An Ordinance by Howard Shook to Amend Chapter 146, Division 1, Article II, Section 146-26 (Entitled, "Levy."), Chapter 146, Article II, Section 146-79 (Entitled, "Levied.") and Chapter 146, Article IV, Section 146-113 (Entitled, "Excise Tax Levied; Collection.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION 1, SECTION 2-69

- 08-O-0833 (11) An Ordinance by Howard Shook to amend Chapter Two, Article II, Division 2, Subdivision I, Section 2-69 (Entitled, "Quorum; Vote Required for Passage of Legislation.") and Chapter Two, Article II, Division 2, Subdivision II, Section 2-96© (Entitled, "Presence at Meetings; Voting on Questions.") of the Code of Ordinances of the City of Atlanta, so as to require an Affirmative Vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in new fees and taxes or an increase in existing taxes, fees, or bond indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION II, SECTION 2-105

- 08-O-0834 (12) An Ordinance by Councilmember Howard Shook as amended by Finance /Executive Committee to amend Chapter Two, Article II, Division 2, Subdivision II, Section 2-105 (Entitled, "Establishment or Change in Fees for Service; Notice to Public.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in new fees and an increase in fees; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND THE FY 2009 BUDGET

- 08-O-1446 (13) An Ordinance by Councilmember C.T. Martin to amend the FY 2009 Budget so as to add to the Budget, Funding of the Judicial Agencies in the amount of \$350,000.00; to reduce the adopted Budget by said amount; and for other purposes. **(Referred back by Full Council, 2/16/09); (Held, 2/25/09)**

HELD

TO AMEND THE PENSION ACTS

- 08-O-1545 (14) An Ordinance by Councilmember C.T. Martin to amend the Pension Acts applicable to members of the General Employees Pension Fund of the City of Atlanta, so as to provide for a Retirement Program for employees involuntarily separated to balance the City of Atlanta 2009 and 2010 Fiscal Year Budgets and for Reorganization of the Workforce; and for other purposes. **(Held for Actuary Report, 7/30/08); (File, 2/11/09); (Referred back from Full Council, 2/16/09); (Held, 2/25/09)**

HELD

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET

- 08-O-1546 (15) An Ordinance by Councilmembers Felicia A. Moore, Clela Winslow, Joyce M. Sheperd, H. Lamar Willis, Mary Norwood, Ivory Lee Young, Jr., Ceasar C. Mitchell, Anne Fauver, Natalyn Archibong and Kwanza Hall to amend the FY 2009 (General Fund) Budget to reestablish the Department of Fire and Rescue Special Operations Squad by transferring appropriations from various non-personnel accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes. **(Held, 7/30/08)**

HELD

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET

- 08-O-1688 (16) An Ordinance by Councilmember Ceasar C. Mitchell to amend the FY 2009 (General Fund) Budget to reopen and maintain Atlanta Fire Station No. 7 by Transferring Appropriations from various Consulting, Supply, Travel and Other Non-Personnel Accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes. **(Forward with no Recommendation, 8/27/08); (Forwarded back by Full Council, 9/2/08); (Held, 9/10/08)**

HELD

TO ESTABLISH A CITY OF ATLANTA TAXATION AND SERVICE DELIVERY TECHNICAL ADVISORY COMMITTEE

- 08-R-1752 (17) A Resolution by Councilmember Mary Norwood establishing a City of Atlanta Taxation and Service Delivery Technical Advisory Committee; and for other purposes. **(Held, 9/10/08)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ACCEPT A DONATION IN THE AMOUNT OF \$

08-O-2034 (18) An Ordinance by Councilmember Cleta Winslow authorizing the Mayor or her Designee to accept a donation in the amount of \$_____ from the Atlanta Fire Foundation on behalf of the Atlanta Department of Fire and Rescue to fund the renovation of Fire Station #7; and for other purposes. **(Held, 10/15/08)**

HELD

TO AMEND CHAPTER 114 ARTICLE IV DIVISION 12 SECTION 14-379

08-O-2135 (19) An Ordinance by Councilmembers H. Lamar Willis and C.T. Martin to amend Chapter 114 Article IV Division 12 Section 14-379 of the Code of Ordinance of the City of Atlanta so as to provide for Written Justification and Hearing for any Reduction In Force by Executive or Legislative Actions involving Public Safety and Court Employees; to waive conflicting Ordinances; and for other purposes. **(Held, 10/29/08); (Held and Substituted, 11/12/08); (Held and Substituted, 4/29/09)**

HELD

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH MOTOROLA, INC.

09-R-0183 (20) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with Motorola, Inc. utilizing the State of Georgia Technology Authority Agreement No. 980-2800008 for the purchase of a Georgia Global Positioning System Two-Way Radio Communication Equipment, on behalf of the Department of Watershed Management, Office of Safety and Security, in an amount not to exceed three hundred seventy-five thousand seven hundred fifty dollars and no cents (\$375,570.00); all contracted work will be charged to and paid from Fund, Department Organization and Account Number 5052 (Water & Wastewater Revenue) 170902 (DWM Watershed Safety) 5212001 (Consulting/Professional) 1555000 (Risk Management); and for other purposes. **(Held, 1/28/09)**

HELD

TO AMEND CHAPTER 62, ARTICLE II, SECTION 62-46

09-O-0203 (21) An Ordinance by Councilmember Ceasar C. Mitchell to amend Chapter 62, Article II, Section 62-46 of the Code of Ordinances of the City of Atlanta, Georgia (Entitled "Pretrial Diversion Fee") so as to specify the General Fund uses for which the fees shall be allocated; to waive conflicting Ordinances; and for other purposes. **(Held, 1/28/09)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT (IGA)

09-R-0263 (22) A Resolution by Councilmember Ivory Lee Young, Jr. authorizing the Mayor or her designee to enter into an amendment to the Intergovernmental Agreement (IGA) authorized by Resolution 08-

R-1694 with the Atlanta Development Authority so as to ensure that the expenditure of Westside TAD Funds through In Rem action can be used to effect not only the demolition of also the Clean and Close of structures located within the English Avenue Neighborhood identified as abandoned and/or dilapidated by the Bureau of Code Compliance; and for other purposes. **(Held, 2/11/09)**

HELD

TO PROPOSE THE CREATION OF THE SOUTHWEST ATLANTA COMMUNITY IMPROVEMENT DISTRICT

09-R-0264 (23) A Resolution by Councilmembers H. Lamar Willis and Jim Maddox proposing the creation of the Southwest Atlanta Community Improvement District as authorized by the General Assembly of the State of Georgia in the Atlanta Community Improvement District Act, contingent upon the consent of the majority of the owners of real property within the District boundaries; and for other purposes. **(Held, 2/11/09)**

HELD

TO REQUEST THE DEPARTMENT OF FINANCE TO PROVIDE A REPORT TO THE FULL COUNCIL

09-R-0270 (24) A Resolution by Councilmember Mary Norwood requesting the Department of Finance to provide a report to the Full Council regarding the Plan of Financing for Department of Watershed Projects to be funded by Commercial Paper; and for other purposes. **(Held, 2/11/09)**

HELD

TO ADOPT UNDER AND BY VIRTUE OF THE AUTHORITY OF THE MUNICIPAL HOME RULE ACT OF 1965

09-O-0271 (25) An Ordinance and Charter Amendment by Councilmembers C.T. Martin, Ivory Lee Young, Mary Norwood, Anne Fauver and Natalyn Archibong adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965 (GA. Laws 1965, p. 298, et seq.) as amended, to create a new Section 3-502.1 (entitled "Ordinance Required To Impose Furloughs on certain Public Safety Employees") of the Charter of the City of Atlanta, Georgia (GA Laws 1996, P. 4469, et seq.) approved April 15, 1996, as amended, which shall provide that an Ordinance adopted by a majority vote of the Council shall be required in order to impose furloughs on certain Public Safety Employees; to repeal conflicting Ordinances and Charter Amendments; and for other purposes. **(Held, 2/11/09)**

HELD

TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT WITH THE ATLANTA DEVELOPMENT AUTHORITY (ADA)

09-R-0369 (26) A Resolution by Councilmember Jim Maddox as **Substituted (#2) by Finance/Executive Committee** authorizing the Mayor to execute an Agreement with the Atlanta Development Authority (ADA) regarding the management of the activities and programs of

the Advisory Committee on International Relations (ACIR); and for other purposes. **(Referred back by Full Council, 6/1/09); (Held, 6/10/09)**

FAVORABLE ON SUBSTITUTE AS AMENDED

Chairperson Shook stated that we have a Substitute. Councilmember Moore stated that she will vote no on both papers. Chairperson Shook stated that he recalls that if ADA did it we would cut the umbilical cord because there would not be any assistance from Council staff.

Mr. Greg Pridgeon: Mayor's Office Chief of Staff addressed the Committee by stating that International Relations come under his purview. We have had relationships with ACIR for years. It brings in potential business opportunities. The numbers are astounding. We don't have enough staff or resources to do it. ACIR have volunteers. One of our biggest element is economic development. ADA can have a formal forum for that discussion. ADA's focus is economic development. We think that it is appropriate to place the responsibilities with ADA. We will still do things to corporate with ADA. Chairperson Shook offered a motion to **Approve on Substitute as Amended, 4 Yeas, 1 Nay.**

TO AMEND THE FOLLOWING SECTION OF THE CODE OF ORDINANCES

09-O-0370 (27) An Ordinance by Councilmember Jim Maddox **as Substituted by Finance/Executive Committee** to amend the following Section of the Code of Ordinances of the City of Atlanta, Georgia pertaining to the Advisory Committee on International Relations (ACIR): Section 2-1981(a)(3)a. so as to add as members, the Atlanta Development Authority and the City of Atlanta Department of Aviation; to update the name of the Member Organization listed; to modify the language of Subsection (b) of Section 2-1981 so as to reflect the current practice with respect to budgeting for the activities and programs of ACIR; Section 2-1982, so as to expand the scope of the purpose of ACIR; to change the reporting period in Section 2-1984 from quarterly to annually and to re-codify the provisions of Section 2-1984 entitled "Officers, Bylaws, Reports" to Section 2-1983 which Section is currently "Reserved"; to provide new language for Section 2-1984 pertaining to the providing of administrative support to ACIR by Council Staff; to waive conflicting Ordinances; and for other purposes. **(Referred back by Full Council, 6/1/09); (Held, 6/10/09)**

FAVORABLE ON SUBSTITUTE AS AMENDED

Chairperson Shook offered a motion to **Approve on Substitute as Amended, 4 Yeas, 1 Nay.**

TO TRANSFER \$50,000.00 FROM DISTRICT 8 COUNCILMEMBER EXPENSE ACCOUNT

09-O-0377 (28) An Ordinance by Councilmember Clair Muller to transfer \$50,000.00 from District 8 Councilmember Expense Account to the Department of Public Works Office of Transportation to be used to assist in funding portions of the Peachtree Battle Neighborhood Intersection Project; and for other purposes. **(Held, 2/25/09)**

HELD

TO AMEND ATLANTA CODE OF ORDINANCES CHAPTER 46

- 09-O-0803 (29) An Ordinance by Finance/Executive Committee amending Atlanta Code of Ordinances Chapter 46, entitled Civic and Cultural Affairs, by adding a new Article IV that shall be entitled Entertainment Filming Fees; and for other purposes. **(Held, 5/13/09)**

HELD

TO CREATE THE POSITION OF CITY COUNCIL FISCAL REVIEW MANAGER

- 09-R-0817 (30) A Resolution by Councilmember Clair Muller creating the position of City Council Fiscal Review Manager, a position on the Council Staff that will review all Legislation with will have a fiscal impact. **(Held, 4/29/09)**

HELD

TO REPEAL SUBPARAGRAPH (K) (5) OF SECTION 2-36

- 09-O-0818 (31) An Ordinance by Councilmember Howard Shook to repeal Subparagraph (k) (5) of Section 2-36 and Subparagraph (e) of Section 2-39 of the Code of Ordinances of the City of Atlanta, Georgia so as to eliminate the “Cash Carryforward” Provision related to the Expense Accounts and Appropriations of the Council President and Councilmembers; to waive conflicting Ordinances; and for other purposes. **(Held, 4/29/09)**

HELD

TO AMEND ARTICLE “V” CLASSIFICATION PLAN, SECTION 114-477

- 09-O-0820 (32) An Ordinance by Councilmember H. Lamar Willis to amend Article “V” Classification Plan, Section 114-477 of the Code of Ordinances, City of Atlanta, Georgia, so as to create certain positions; and for other purposes. **(Held, 4/29/09)**

TO AMEND THE MASTER INDENTURE OF TRUST

- 09-O-0821 (33) An Ordinance by Councilmembers Carla Smith and Cleta Winslow to (1) amend the Master Indenture of Trust with respect to the City of Atlanta Tax Allocation Bonds (Beltline Project) to provide for Beltline Tax Allocation Increments to include amounts calculated based upon taxes levied by the Board of Education of the City of Atlanta as security for Beltline Bonds, (2) provide for the Issuance and Sale of Tax Allocation Bonds (Beltline Project), Series 2009 (or other designated Series), in an Aggregate Principal amount not to exceed \$20,000,000, in multiple Series, from time to time, for the purpose of (a) prepaying certain Obligations of the City due in respect of the Beltline Project pursuant to an Intergovernmental Agreement with the Downtown Development Authority, (b) refunding certain previously issued Series 2008 Tax Allocation Bonds and (c) providing funds to pay, or to be applied or contributed toward, the payment of other redevelopment costs identified herein (the “Series 2009 Projects”), (3) authorize paying expenses incident to accomplishing all of the foregoing, (4) authorize the execution of financing documents in respect of the refunding and the Projects in the Beltline TAD including the 2009 Projects, including a second Supplemental Indenture of Trust

with respect to the Series 2009 Bonds and a Bond Purchase Contract, and (5) authorize certain other related actions, all in connection with the Issuance and Sale of the foregoing described Series 2009 Bonds; and for other purposes. **(Held, 4/29/09)**

HELD

TO ANTICIPATE AND APPROPRIATE FUNDS DONATED BY LEGENDS

09-O-0911 (34) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee, on behalf of the City, to Anticipate and Appropriate Funds donated by legends to the City of Atlanta's Office of Recreation; and for other purposes. **(Held and Substituted, 5/27/09)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEES TO EXECUTE A GROUND SITE LEASE

09-O-1053 (35) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designees to execute a ground site lease with Clearwire US LLC for the purpose of providing Wireless Communication Services; and for other purposes. **(Held, 7/1/09)**

HELD

TO PROVIDE FOR THE ANNEXATION OF PROPERTY LOCATED AT 4118 E. BROOKHAVEN DRIVE

09-O-1072 (36) An Ordinance by Councilmember Howard Shook to provide for the annexation of property located at 4118 E. Brookhaven Drive to the corporate limits of the City of Atlanta, Georgia pursuant to the 100% method; to authorize the Law Department to seek preclearance from the United States Department of Justice and to notify the Georgia Department of Community Affairs of such annexation; and for other purposes. **(Held, 6/10/09)**

HELD

TO AMEND THE CITY OF ATLANTA CODE OF ORDINANCES SECTION 2-371

09-O-1101 (37) An Ordinance by Councilmembers Felicia A. Moore, Joyce Sheperd, Howard Shook, Clair Muller, Carla Smith, C.T. Martin, Mary Norwood, Ivory Lee Young, Jr., Anne Fauver, Ceasar C. Mitchell, Kwanza Hall, H. Lamar Willis, Jim Maddox and Natalyn Mosby Archibong to amend the City of Atlanta Code of Ordinances Section 2-371, Office of Budget and Fiscal Policy, so as to create a new Section 2-371(c); requiring the development and adoption of a 2009-2014 Financial Stabilization Plan by October 15, 2009; adopting fiscal Stabilization Priorities, by preference, to be included in the Plan; requiring annual adoption of the Plan prior to the Annual Budget Adoption; to repeal conflicting Ordinances; and for other purposes. **(Held and Amended, 7/1/09)**

HELD

TO TRANSFER FUNDS FROM THE DISTRICT FIVE (5) COUNCIL-MEMBER EXPENSE ACCOUNTS

09-O-1104 (38) An Ordinance by Councilmember Natalyn Mosby Archibong transferring funds from the District Five (5) Councilmember Expense Accounts to various Community Service and Non-Profit Organizations for the betterment of Council District Five; and for other purposes. **(Held and Substituted, 7/1/09)**

FAVORABLE ON SUBSTITUTE

Councilmember Archibong stated that the Substitute fills in the designated Account Numbers and how the money will be distributed. Councilmember Moore asked if there were restrictions with giving monies to organizations. In the past there have been concerns. Councilmember Archibong responded that back in 1993 the Law Department stated that we could not give money to non-profit organizations except by legislation. Councilmember Moore stated that she wants to see a draft Substitute. Councilmember Archibong responded that many of these are vendors. CFO Glass stated that the checks would be disbursed. Councilmember Moore stated that the way it is written the groups will have Accounts. CFO Glass responded that they should be blanket disbursements. Councilmember Archibong asked that they be filled in by Monday.

Ms. Claire C. Coleman: Associate City Attorney addressed the Committee by stating that the City can give money to non-profit organizations. She would find out the information. Councilmember Maddox stated that he thought that Councilmember Archibong explained the rationale. Individually she couldn't do it. It is an ethics issue. Councilmember Moore asked about the vendor. Councilmember Archibong responded that they are not vendors with the City. Chairperson Shook offered a motion to **Approve on Substitute, 5 Yeas, 1 Abstention.**

TO AMEND THE CITY OF ATLANTA'S CODE OF ORDINANCES

09-O-1105 (39) An Ordinance by Councilmember Natalyn Mosby Archibong amending the City of Atlanta's Code of Ordinances "Division 3, Standing and Other Committees" Section 2-135 for the purpose of inserting language requiring that Departmental Quarterly Reviews be held by the appropriate Standing Committee; and for other purposes. **(Held and Substituted, 7/1/09)**

FAVORABLE ON SUBSTITUTE

CFO Glass responded that part of it is to provide the public with financial information. He is hopeful to provide monthly information. It is important to think of where we are is due to lack of information coming from the Finance Department. Moving forward there is not a huge problem with putting the information on the website to provide for the public. Chairperson Shook stated that the meetings are televised on Channel 26. Councilmember Archibong stated that Section 2 says that the information is downloadable and accessible. Councilmember Smith offered a motion to **Approve on Substitute, 6 Yeas.**

ITEMS NOT ON AGENDA

TO AUTHORIZE THE MAYOR TO ENTER INTO A SETTLEMENT AGREEMENT WITH THE UNITED STATES OF AMERICA

09-R-1307 (1) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Settlement Agreement with the United States of America, as negotiated by and through the U. S. Department of Justice, relating to the City of Atlanta's Voluntary

Compliance with the Americans with Disabilities Act of 1990; and for other purposes.

FAVORABLE

Mr. Pridgeon stated that this project was conducted a few years ago. We have done an analysis and the cost would be around \$14 million dollars or more. We have requested the settlement agreement. They gave us three years to do the work. They expressed the desire to work with us for a long period of time. We suggest \$2 million dollars per year. We will look for grant opportunities. We will do value engineering to reduce the cost. We understand that the potential to pay more is in the scope of what we can do. We think that all of our Departments have done a good job. CFO Glass stated that this funding begins in 2011. He was concerned with taking on future obligations. We wanted to take the path for an annual cost to work this out and put into our financial planning. Mr. Pridgeon stated that the Department of Human Resources and Office of Enterprise Assets are involved. We provided the information regarding specific projects. We think that the projects can be modified. Councilmember Muller stated that the \$2 million dollars is not in the Resolution. Mr. Pridgeon responded that it is in the briefing page on the second page. We also indicated getting additional funding from other sources. There is no guarantee. Chairperson Shook stated that he is struggling with the large document. Mr. Pridgeon responded for example the ladies room does not have the brail symbol on it. If you pave a street you may have to make modifications to the sidewalk. We have to correct those. The \$12 million dollars are General Fund dollars and we applied for other grant funds. They are committed to doing it if we are committed to doing it. We are always concerned about costs. Chairperson Shook stated that in some cases someone did something wrong. Mr. Pridgeon responded that people concurred and adhered to the law. There is no grandfather protection. We are very concerned about that. We have to correct it. Chairperson Shook stated that it is about accountability. He is abstaining. Councilmember Moore stated that she saw that CID funding to be used for Recreation Centers. Mr. Pridgeon responded that it is part of it. Councilmember Maddox asked if anyone focused on Stimulus money. Mr. Pridgeon responded yes. We are looking at every potential funding source. Councilmember Moore asked if we are making sure that we are complying with the guidelines. Mr. Pridgeon responded that we have new, altered and modifications. Mr. Pridgeon responded that he is not absolutely sure. We are much aware of the requirements. Councilmember Moore stated that some of this stuff is not necessity. It means that someone is clueless about construction. Some of it is shocking and ridiculous. Somebody is responsible. Councilmember Smith stated that the Disability Act did an audit on us. Councilmember Moore stated that these are newly constructed buildings. Who is responsible for the building and construction? We need to make some changes. It is unacceptable.

Ms. Lisa Gordon: Director of the Office of Enterprise Assets Management addressed the Committee by stating that we are putting quality on building maintenance and construction. In the past there was probably not a checklist. Councilmember Moore stated that she wants to know what happened in the past. These things are routine. Ms. Gordon responded that she would find out and correct it.

Mr. Alfred Elder: of the Department of Human Resources addressed the Committee by stating that the audit was done in 2007. Councilmember Smith asked if they inspected every building we own. Mr. Elder responded not every building. They do this for buildings all over the U.S. annually. In the last nine or ten years they have done around 100 cities. This is the first time they have audited Atlanta since the Disability Act went into place. They gave us a three year period and we negotiated for three plus and it may be extended it to six or ten years. They want to see a good faith effort. We came up with a six-year plan. They were fine with that. Councilmember Smith asked what year was the new building built in. Councilmember Moore responded last year on Hollowell Parkway. Councilmember Smith asked if we put some regulations on ourselves. Ms. Gordon responded that she would research the regulations. Chairperson Shook asked about the Code.

Mr. David Jones: of the Department of Human Resources addressed the Committee by stating that Attachment “M” has the Codes attached. It shows how it needs to be done. We are trying to get the Justice Department to work with us. Councilmember Maddox offered a motion to **Approve, 2 Yeas, 3 Abstentions.**

TO AUTHORIZE THE MAYOR’S OFFICE TO APPLY FOR THE U.S. ENVIRONMENTAL PROTECTION AGENCY CLIMATE SHOWCASE COMMUNITIES GRANT

09-R-1308 (2) A Resolution by Finance/Executive Committee authorizing the Mayor’s Office to apply for the U. S. Environmental Protection Agency Climate Showcase Communities Grant in an amount not to exceed \$500,000.00 to promote Greenhouse Gas Reduction within the City of Atlanta; and for other purposes.

FAVORABLE

Mr. Bernard Hunter: of the Mayor’s Office addressed the Committee by stating that this is for the community. The Environmental Protection Agency introduced a new Grant. It is due next week. This program is neighborhood focused and reduces carbon foot prints. Peachtree Hills is developing an action plan for their community. We are taking the concept to seek funding. We will be seeking Council’s help if we secure these funds. The match required us to put up a \$1 dollar for every \$2 dollars. It does not have to be cash it can be volunteer work. We will be funded through Stimulus money. It is a three-year program. Councilmember Moore offered a motion to **Approve, 4 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE THE NECESSARY DOCUMENTS

09-R-1309 (3) A Resolution by Finance/Executive Committee authorizing the Mayor to execute the necessary documents to authorize the waiver and consent of certain terms in the Development Agreement between the National Center for Civil and Human Rights, Inc., the City of Atlanta and the Atlanta Development Authority; to authorize the execution of the First Amendment of the Development Agreement between the same parties; to provide for an effective date; and for other purposes.

FAVORABLE

Councilmember Maddox stated that he will sustain from voting on this paper because he is on the Board. Senior Assistant City Attorney Andrews stated that a suit of a certain TAD is used for the Exposition Rights. This is an Amendment to the Agreement. Chairperson Shook offered a motion to **Approve, 5 Yeas, 1 Abstention.**

TO AUTHORIZE THE MAYOR TO EXECUTE OPTION YEAR TWO (2) OF AN INTER-GOVERNMENTAL AGREEMENT

09-R-1310 (4) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Option Year Two (2) of an Intergovernmental Agreement with the Housing Authority of the City of Atlanta, Georgia, (“AHA”) to perform Environmental Reviews for AHA Projects and Activities which receive Federal Financial Assistance; and for other purposes.

FAVORABLE

Councilmember Moore asked why are there seven copies of the same page.

Mr. Mark Goncher: Senior Assistant City Attorney addressed the Committee by stating that he does not know why there are so many pages. The Agreement was done years

ago. This is not something that the City has to do. Councilmember Moore offered a motion to **Approve, 5 Yeas.**

Continuing, Chairperson Shook stated that we will have a Work Session on tomorrow from 10:00 a.m. to 12:00 p.m. regarding the Procurement Process. Councilmember Moore asked about the Tax Digest. CFO Glass responded that is the intention of that letter to get Fulton County to get a Collection Order. To get some problems with the 2009 Tax Digest corrected. He has discussed it with Dr. Ferdinand. We want to get it moving. If we can't, he would have to discuss with the bank short term financing. That's why he copied the Council on it. The 2008 Tax Digest was going to be finalized by the end of May. Every other week it was going to be certified. It is still not certified because there are errors in it. He also developed topic points to call Chairman Eaves and have a discussion on it. Councilmember Moore asked what needs to occur. CFO Glass responded that to certify a Tax Digest, the Tax Assessor has to present a Tax Digest with less than 3% of Appeals. The Tax Commissioner makes sure that the document is correct and sends it to the State Revenue for certification. The 2008 Tax Digest was not certified and was done under a Temporary Collection Order. We have to get Fulton County moving on the process. They have 45 days to get the collections in. He does not have an answer to it. The pay off on the TANs is \$60 million dollars. Associate City Attorney Coleman added that you can be paid back by December 31st. They are sold on the market. Councilmember Moore asked what is Plan B? CFO Glass responded that we need to tell them what it is. Councilmember Moore stated that someone needs to write a specific letter regarding the TANs. CFO Glass stated that it would be a telephone conversation. Fulton County also have TANs due. He knows that Dr. Ferdinand is worried just like he is.

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 3:25 p.m.

Respectfully submitted,

Jim Glass, CFO

Charlene Parker
Recording Secretary

“The Department of Finance... because customer service is important to us.”